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TOMAHAWK CUSTOM CHOP

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United States Courts  
Southern District of Texas  
FILED

JUN 2 2005

Michael N. Milby, Clerk of Court

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS

American Petroleum Institute

Plaintiff,

v.

Tomahawk Manufacturing LLC,  
Hayden B. Greene, Oilfield Coupling  
Distributors Incorporated, Sunbelt  
Manufacturing, David Clark, ABC Companies,  
and John and Jane Does

Defendants.

Civil Action No. H-04-02965

**CONSENT INJUNCTION AND FINAL ORDER REGARDING DEFENDANTS  
GREENE, TOMAHAWK MANUFACTURING LLC, AND  
OILFIELD COUPLING DISTRIBUTORS INCORPORATED**

Without admitting any intentional wrongdoing, Defendants Tomahawk Manufacturing LLC, Oilfield Coupling Distributors, and Hayden B. Greene, along with any businesses owned, operated, or controlled by Greene (collectively "Defendants"), and Plaintiff American Petroleum Institute ("API") stipulate to the entry of the following Consent Injunction and Final Order:

HAVING FOUND GOOD CAUSE, IT IS HEREBY ORDERED that:

1. Defendants, their employees, agents, representatives, distributors, dealers, officers and directors, and all persons in active concert or participation with any of them are hereby permanently enjoined from manufacturing, contracting to manufacture, ordering, distributing, selling, advertising, refurbishing, altering,

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reconditioning, labeling, or relabelling any products using any of API's trademarks or certification marks, including but not limited to those marks listed in the Complaint in this action, and any confusingly similar or dilutive marks or names (collectively "API Marks").

2. Defendants, their employees, agents, representatives, distributors, dealers, officers and directors, and all persons in active concert or participation with any of them, are permanently enjoined from manufacturing, contracting to manufacture, ordering, distributing, selling, advertising, refurbishing, altering, reconditioning, labeling, or relabeling any products bearing any license number issued to a past or current API licensee, or any sequence of numbers or other designation that imitates the format of license numbers issued by API.

3. Defendants, their employees, agents, representatives, distributors, dealers, officers and directors, and all persons in active concert or participation with any of them, are permanently enjoined from falsely stating, falsely implying, or otherwise misrepresenting by any means whatsoever, directly or indirectly, that Plaintiff has certified, endorsed, or otherwise approved of Defendants, any of Defendants' facilities, or any product or service offered, promoted, sold, made, distributed, or rendered by Defendants.

4. Defendants are permanently enjoined from manufacturing, reconditioning, selling, offering for sale, ordering, obtaining, promoting, advertising, or distributing any oilfield couplings or oil pipeline couplings, regardless of the manufacturer or source and regardless of whether the couplings are certified by API.

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5. Commencing on the 3rd day of June, 2005, Defendant shall pay to API the sum of Three Thousand Three Hundred Thirty Three Dollars and Thirty-Three Cents (\$3,333.33), said like payments to be paid on the 1st day of July 2005, and on the 5th day of August, 2005, for a total sum of Ten Thousand Dollars and No Cents (\$10,000.00)

6. The Court shall retain jurisdiction to enforce this Order and Settlement Agreement.

Dated: \_\_\_\_\_

\_\_\_\_\_  
UNITED STATES DISTRICT JUDGE

AGREED:

Attorneys for Plaintiff  
American Petroleum Institute

Hayden B. Greene  
Defendant

By: \_\_\_\_\_

B. Brett Heavner  
David M. Kelly  
B. Brett Heavner  
Finnegan, Henderson, Farabow  
Garrett & Dunner, L.L.P.  
901 New York Avenue, N.W.  
Washington, D.C. 20001  
202-408-4000  
202-408-4400 (facsimile)  
Grant J. Harvey

Jeffrey C. Kubin  
Gibbs & Burns  
1100 Louisiana, Suite 5300  
Houston, Texas 77002

By: \_\_\_\_\_

Tomahawk Manufacturing, LLC

By: \_\_\_\_\_

Hayden B. Greene  
Name: Hayden B. Greene  
Title: Director

Oilfield Coupling Distributors Incorporated

By: \_\_\_\_\_

Hayden B. Greene  
Name: Hayden B. Greene  
Title: President